IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	Case Number 8:11CR276	
	Plaintiff,)
	vs.)) DETENTION ORDER)
NC	DE CASTELAN-JAIMES,	
	Defendant.	
A.	Order For Detention After the defendant waived a detention of the Bail Reform Act, the Court orders the pursuant to 18 U.S.C. § 3142(e) and (i).	nearing pursuant to 18 U.S.C. § 3142(f) of e above-named defendant detained
B.	conditions will reasonably assure required. By clear and convincing evidence	
C.	that which was contained in the Pretrial X (1) Nature and circumstances of X (a) The crime: Fraud and documents (Count I) is maximum sentence of misrepresentation of S violation of 42 U.S.C. of imprisonment of 5 y (b) The offense is a crime (c) The offense involves a	misuse of visas, permits, and other n violation of 18 U.S.C. § 1546(a) carries a imprisonment of 10 years; False Social Security number (Counts II and III) in § 408(a)(7)(B) carries a maximum sentence years.
	(a) General Factors: The defendar may affect wh	against the defendant is high. cs of the defendant including: at appears to have a mental condition which mether the defendant will appear. at has no family ties in the area.

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- - -	X The defendant has no steady employment. X The defendant has no substantial financial resources. The defendant is not a long time resident of the community. The defendant does not have any significant community ties. Past conduct of the defendant:
- - - - (b)	The defendant has a history relating to drug abuse. The defendant has a history relating to alcohol abuse. The defendant has a significant prior criminal record. The defendant has a prior record of failure to appear at court proceedings. At the time of the current arrest, the defendant was on:
(5) /	Probation
	Parole Supervised Release Release pending trial, sentence, appeal or completion of sentence.
(c) (Other Factors: X The defendant is an illegal alien and is subject to deportation.
-	The defendant is a legal alien and will be subject to deportation if convicted.
	The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
	ture and seriousness of the danger posed by the defendant's e are as follows:
. ,	able Presumptions
relied o § 3142 (a)	rmining that the defendant should be detained, the Court also on the following rebuttable presumption(s) contained in 18 U.S.C. (e) which the Court finds the defendant has not rebutted: That no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of any other person and the community because the Court finds that the crime involves:
-	 (1) A crime of violence; or (2) An offense for which the maximum penalty is life imprisonment or death; or

h on	(3) A controlled substance violation which has a maximum penalty of 10 years or more; or	
h on	maximum penalty of 10 years or more: or	
h on	maximam penalty of 10 years of more, of	
n	(4) A felony after the defendant had been convicted	
	two or more prior offenses described in (1) throu	
	(3) above, and the defendant has a prior convicti	
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ler	(2) That the defendant has committed an offense un	
ng	18 U.S.C. § 924(c) (uses or carries a firearm dur	
a	and in relation to any crime of violence, including	
k	crime of violence, which provides for an enhance	
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al / ' le ng a d	18 U.S.C. § 924(c) (uses or carries a firearm dur	

D. Additional Directives

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Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: August 26, 2011.

BY THE COURT:

s/ F. A. Gossett United States Magistrate Judge